

UNITED STATES DISTRICT COURT**for****DISTRICT OF NORTH DAKOTA****Amended Petition for Warrant or Summons for Person under Supervision**

Name of Person Under Supervision: Jonathan Montanez Case Number: 0868 3:20CR00170

Name of Sentencing Judicial Officer: Peter D. Welte, Chief U.S. District Court Judge

Date of Original Sentence: April 2, 2021

Date of Revocation Sentence: March 21, 2023

Original Offense: Civil Disorder

Original Sentence: 24 months with credit for time served // 36 months TSR

Revocation Sentence: 8 months with credit for time served // 24 months TSR

Type of Supervision: TSR Date Supervision Commenced: 9/1/2023

Asst. U.S. Attorney: Richard Michael Lee Defense Attorney: Christopher J. Lancaster

PETITIONING THE COURT

- To issue a warrant
- To issue a summons

The probation officer believes that the person under supervision has violated the following condition(s) of supervision:

Violation No. Nature of Noncompliance

1. **Mr. Montanez tested positive for methamphetamine and alcohol on January 1, 2024. He had a breathalyzer BAC (blood alcohol concentration) reading of .039.** This is a violation of Special Condition #1 which requires the defendant to abstain from the use of alcohol and illegal drugs.
2. **On January 1, 2024, Mr. Montanez absconded from Centre Inc. His current whereabouts are unknown.** This is a violation of Special Condition #6 which requires the defendant to comply with all rules and regulations of the Residential Re-Entry Center (RRC) and not withdraw from the facility without prior permission from the probation officer.

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3. **On February 11, 2024, Mr. Montanez was charged with Misdemeanor Possession of a Controlled Substance. On April 1, 2024, Mr. Montanez was convicted of Misdemeanor Possession of a Controlled Substance.** This is a violation of Mandatory Condition #1 which requires the defendant to not commit another federal, state, or local crime.

U.S. Probation Officer Recommendation: Please note that Mr. Montanez is currently in custody pending final revocation. It is respectfully recommended that this Amended Petition be filed with the Courts.

- The term of supervision should be:
 - Revoked.
 - Extended for _____ years, for a total term of _____ years.
- The conditions of supervision should be modified as follows:

I declare under penalty of perjury that the foregoing is true and correct.

Executed on April 10, 2024

/s/ Paige Olson
 U.S. Probation Officer

THE COURT ORDERS:

- No Action.
- The Issuance of a Warrant/Matter Sealed Pending Arrest.
- The Issuance of a Summons.
- Other – amended petition

/s/ Peter D. Welte

Signature of Judicial Officer

April 11, 2024

Date